

1 ALEX G. TSE (CABN 152348)
2 Acting United States Attorney

3 BARBARA J. VALLIERE (DCBN 439353)
4 Chief, Criminal Division

5 JULIE D. GARCIA (CABN 288624)
6 Assistant United States Attorney

7 450 Golden Gate Avenue, Box 36055
8 San Francisco, California 94102-3495
9 Telephone: (415) 436-6758
10 FAX: (415) 436-7234
11 Julie.Garcia@usdoj.gov

12 Attorneys for United States of America

13 UNITED STATES DISTRICT COURT

14 NORTHERN DISTRICT OF CALIFORNIA
15 Eureka
16 SAN FRANCISCO DIVISION

17 UNITED STATES OF AMERICA,) NO. CR 17-449 RMI-1
18 Plaintiff,)
19 v.) STIPULATION TO CONTINUE STATUS
20) CONFERENCE AND EXCLUDE TIME AND
21) [PROPOSED] ORDER
22 TIMOTHY LYNN HOWARD,)
23 Defendant.)
24 _____)

25 **STIPULATION**

26 The above-captioned matter is currently set for a status conference on January 22, 2018, at 1:00
27 pm. The parties now stipulate and respectfully request that the status conference be continued until
28 March 12, 2018. The parties are engaged in productive discussions regarding the resolution of the case
and anticipate that the defendant will be ready to enter a change of plea on that date.

29 The parties further stipulate that the time between January 22, 2018, and March 12, 2018, be
30 excluded under the Speedy Trial Act pursuant to 18 U.S.C. §§ 3161(h)(7)(A) and (h)(7)(B). Excluding
31 such time will allow counsel the reasonable time necessary for effective preparation, taking into account
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1 the exercise of due diligence. *See* 18 U.S.C. § 3161(h)(7)(B)(iv).

2 IT IS SO STIPULATED.

3 DATED: January 19, 2018

ALEX G. TSE
Acting United States Attorney

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5 /s/
JULIE D. GARCIA
6 Assistant United States Attorney

7 DATED: January 19, 2018

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9 /s/
GRACE DiLAURA
10 Counsel for Defendant
11 TIMOTHY LYNN HOWARD

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13 **[PROPOSED] ORDER**

14 Based on the parties' stipulation, the Court hereby ORDERS that the status conference currently
15 set for January 22, 2018, at 1:00 pm, be continued to March 12, 2018, at 1:00 pm.

16 The Court finds that the exclusion of the period from January 22, 2018, to March 12, 2018, from
17 the time limits applicable under 18 U.S.C. § 3161, is warranted; that the ends of justice served by the
18 continuance outweigh the interests of the public and the defendant in the prompt disposition of this
19 criminal case; and that the failure to grant the requested exclusion of time would unreasonably deny
20 counsel the reasonable time necessary for effective preparation, taking into account the exercise of due
21 diligence, and would result in a miscarriage of justice. *See* 18 U.S.C. § 3161(h)(7)(A) and (B)(iv).

22 IT IS SO ORDERED.

23
24 DATED: 1/19/2018



HON. ROBERT M. ILLMAN
United States Magistrate Judge

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